

1 Anthony L. Martin
2 Nevada Bar No. 8177
anthony.martin@ogletreedeakins.com
3 Tullio J. Marchionne
4 Nevada Bar No. 4684
tullio.marchionne@ogletreedeakins.com
5 OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.
6 Wells Fargo Tower
7 Suite 1500
8 3800 Howard Hughes Parkway
Las Vegas, NV 89169
Telephone: 702.369.6800
Fax: 702.369.6888

9 *Attorneys for Defendant Capital One Services II, LLC*

10 **UNITED STATES DISTRICT COURT**
11 **FOR THE DISTRICT OF NEVADA**

12 NATASHA PORTEOUS on behalf of herself
13 and all others similarly situated,

Case No. 2:17-cv-02866-JCM-GWF

14 Plaintiffs,

**STIPULATION AND ORDER TO EXTEND
DEADLINES FOR: (i) DEFENDANT TO
FILE ITS OPPOSITION TO PLAINTIFF'S
MOTION FOR CIRCULATION OF
NOTICE PURSUANT TO 29 U.S.C. § 216(b);
AND (ii) PLAINTIFF TO FILE HER REPLY
TO THE OPPOSITION**

15 vs.

16 CAPITAL ONE SERVICES II, LLC and
17 DOES 1 through 50, inclusive,

18 Defendant(s).

(First Request)

20 Plaintiff Natasha Porteous ("Plaintiff") and Defendant Capital One Services II, LLC
21 ("Defendant") hereby stipulate to an extension of time: (i) up to and including April 20, 2018, for
22 Defendant to file its Opposition to Plaintiff's Motion for Circulation of Notice Pursuant to 29 U.S.C.
23 § 216(b); and (ii) up to two weeks from the filing of Defendant's Opposition for Plaintiff to file her
24 Reply to Defendant's Opposition.

26 ...

27 ...

28

1 This is the first request for an extension of time to file an Opposition to Plaintiff's Motion
2 for Circulation of Notice Pursuant to 29 U.S.C. § 216(b) and a Reply to the Opposition. First,
3 Plaintiff's Motion inadvertently did not include declarations referred to and relied upon therein,
4 including the declarations of Plaintiff, Ayesha Elliot, Chidi Emetanjo, and Cole Squires. Those
5 declarations will be filed by Plaintiff via an Errata. Also, certain of Defendant's representatives
6 necessary to assist outside counsel in responding to the Motion are out of the office and unavailable
7 during the week of April 2, 2018. Lastly, counsel for Defendant requires adequate time to investigate
8 the allegations contained within Plaintiff's Motion and the to-be-filed declarations, and the
9 opportunity to consult with their client in order to prepare an Opposition to Plaintiff's Motion.

10
11 This request is sought in good faith and not for purposes of delay.

12 Dated this 30th day of March, 2018.

13
14 THIERMAN BUCK LLP

15
16 /s/ JOSHUA D. BUCK

17 Mark R. Thierman
18 Joshua D. Buck
19 Leah L. Jones
20 7287 Lakeside Drive
21 Reno, NV 89511
22 *Attorneys for Plaintiffs Natasha Porteous on
23 behalf of herself and all others similarly
24 situated*

OGLETREE, DEAKINS, NASH, SMOAK &
STEWART, P.C.

16 /s/ ANTHONY L. MARTIN

17 Anthony L. Martin
18 Tullio J. Marchionne
19 Wells Fargo Tower
20 Suite 1500
21 3800 Howard Hughes Parkway
22 Las Vegas, NV 89169
23 *Attorneys for Defendant Capital One Services II,
24 LLC*

25 **ORDER**

26 IT IS SO ORDERED:

Xem C. Mahan
UNITED STATES DISTRICT JUDGE

27 April 2, 2018

28 DATE